

United States District Court

DISTRICT OF MASSACHUSETTS

Joseph E. McCain

v.

City of Newburyport, Thomas H. Howard, Individually
and as City Marshall for the City of Newburyport,
Brian Brunault and Nextel Communications of the
Mid Atlantic, Inc.

SUMMONS IN A CIVIL ACTION

04 10862 GAO
CASE NUMBER:

TO: (Name and Address of Defendant)

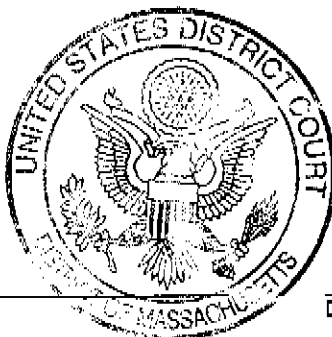
City of Newburyport
c/o Mayor Alan P. Lavender
60 Pleasant Street
Newburyport, MA 01950

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon

PLAINTIFF'S ATTORNEY (name and address)

Joseph T. Doyle, Jr.
Matthew W. Perkins
Lecomte, Emanuelson and Doyle
1250 Hancock Street, Suite 815N
Quincy, MA 02169

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.



TONY ANASTAS

CLERK

[Signature]

BY DEPUTY CLERK

APR 30 2004

DATE

AO 440 (Rev. 1/90) Summons in a Civil Action

RETURN OF SERVICE

Service of the Summons and Complaint was made by me ¹	DATE 5-7-04 @ 4:55 PM
NAME OF SERVER (PRINT) Christopher Coyman	TITLE Process Server

Check one box below to indicate appropriate method of service

☒ Served personally upon the defendant. Place where served: Mayor's Office, 60 Pleasant Street, Newburyport, MA 01950 to Bill Suttle who accepted for the City of Newburyport.

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left: _____

☐ Returned unexecuted: _____

☐ Other (specify): _____

STATEMENT OF SERVICE FEES

TRAVEL \$6.00	SERVICES \$42.00	TOTAL \$48.00
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on May 7, 2004
Date

Christopher Coyman
Signature of Server

1004 Pheasant Lane, Middleboro, MA 02346
Address of Server

1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.